

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION

Blue Spike, LLC,	§	CASE NO. 6:12-cv-499 MHS
<i>Plaintiff,</i>	§	LEAD CASE
v.	§	Jury Trial Demanded
Texas Instruments, Inc., et al.,	§	
<i>Defendants.</i>	§	
Blue Spike, LLC,	§	CASE NO. 6:12-CV-528 MHS
<i>Plaintiff,</i>	§	CONSOLIDATED CASE
v.	§	Jury Trial Demanded
The Echo Nest Corporation,	§	
<i>Defendant.</i>	§	

**ORDER OF DISMISSAL WITH PREJUDICE OF THE ECHO NEST CORPORATION**

Pursuant to Fed. R. Civ. P. 41(a), recognizing the Agreed Motion to Dismiss The Echo Nest Corporation filed by plaintiff Blue Spike, LLC (“Blue Spike”) and defendant The Echo Nest Corporation (“Echo Nest”), it is ordered as follows:

**ORDERED** that the claims and causes of action asserted herein by Blue Spike against Echo Nest be, and hereby are, dismissed with prejudice;

**ORDERED** that the counterclaims and causes of action asserted herein by Echo Nest against Blue Spike be, and hereby are, dismissed with prejudice; and

**ORDERED** that the parties shall bear their own attorneys’ fees, expenses and costs.

**It is SO ORDERED.**

SIGNED this 12th day of December, 2013.

  
MICHAEL H. SCHNEIDER  
UNITED STATES DISTRICT JUDGE